

COMMISSION MEETING MINUTES

Indiana Fire Prevention and
Building Safety Commission
Government Center South
302 West Washington Street
Indianapolis, Indiana 46204
Conference Room 17

March 6, 2012

Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Chairman David Hannum at 9:05 a.m. on March 6, 2012

(a) Commissioners present at the Commission meeting:

Ron Brown
Michael Christoffersen
Tom Cloud
Kevin Goeden, representing the Commissioner, Department of Labor, arriving at 10:20 a.m.
David Hannum, Chairman
John Hawkins
Todd Hite, representing the Commissioner, Department of Health
Matt Mitchell
Ted Ogle, Vice-Chairman

Commissioners not present at the Commission meeting:

Diana M. H. Brenner
Michael Corey

(b) The following departmental and support staff were present during the meeting:

Legal and Code Services:

Mara Snyder, Director, Legal and Code Services
Shelly Wakefield, Manager, Code Technical Development
Cecilia Ernstes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Haines, Code Specialist
John Hibner, Code Specialist
Beth Sutor, Secretary

(c) James Schmidt, Deputy Attorney General, and Gary Bippus, Administrative Law Judge, were present.

Old Business.

Chairman Hannum called for any corrections or a motion to approve the minutes of the February 7, 2012 meeting as distributed. Commissioner Mitchell noted he had abstained from voting on 12-2-4 Industrial Dielectrics, Inc, Noblesville. A motion to approve the minutes as amended was then made by Commissioner Mitchell, and seconded by Commissioner Hawkins. It was voted upon and carried.

James Greeson, State Fire Marshal, addressed the Commission, thanking them again for all their work, time and effort on the Super Bowl, and noting they were a part of the success of the event. He then advised the Commission that, following the tornadoes which devastated Henryville, Marysville, New Pekin and Chelsea, the school board of Henryville was going to rebuild. In the meantime, they were looking at two buildings in which to hold classes. The State Fire Marshal asked that the Commission entertain a request for a special meeting for any variances which they would require.

Variances.

Tabled Variances.

Variance 11-12-8 Family Praise Center, Noblesville, was represented by Mike Rowe. The building had been constructed under the 1998 code as Type II construction, but combustible materials were found in three areas. The request was to allow these three areas to remain non-compliant. The area of the wood half-walls would be sprinklered. The cavities under the stairways, already walled off, would be filled with noncombustible insulation, allowed in NFPA 13. Additional sprinkler heads were to be installed, and specified existing sprinkler heads were to be turned to provide required coverage. Darryl Cross, Noblesville Fire Department, stated he was comfortable with the solutions presented. Commissioner Cloud then moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried. Commissioner Mitchell abstained. Variance 12-1-1 ICC Fire Hose Removal, Indianapolis, was not represented. Following discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Ogle. It was voted upon and carried. Walter Scott, W. J. Scott Company, spoke as proponent for variance 12-1-34(a)(b) FedEx Freight East Inc, Terre Haute. Variance (a) was withdrawn. Variance (b) was to allow a new tank to be installed by the existing tank. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried. Variance 12-1-44 St. Joseph's High School, South Bend, was represented by Ralph Gerdes, Ralph Gerdes Consultants. He explained that the floor drains did not have primers, a condition cited by the local officials. The school felt the drains would be used frequently enough to not need the equipment. Following discussion, Commissioner Christoffersen moved that no variance was required. Commissioner Hawkins made the second. It was voted upon and carried. Variance 12-2-16(b)(c) ALH Building Systems, Markle, had requested they be tabled. Commissioner Ogle moved to table, with the second by Commissioner Mitchell. It was voted upon and carried. Variance 12-2-35 Mucky Duck Pub, Indianapolis, had requested they be tabled. Commissioner Cloud moved to table, with the second by Commissioner Hite. It was voted upon and carried. Variance 12-2-42 Courtyard Marriott, Kokomo, had been incomplete, and the missing information had been submitted. The variance had been in a "B" category. Commissioner Christoffersen moved to approve, with the second by Commissioner Hite. It was voted upon and carried.

Regular Variances.

Chairman Hannum asked for any abstentions or variances to be called out of the block vote. Commissioner Cloud noted he would abstain from voting on 12-03-26, Broad Ripple Mixed Use Development, Indianapolis. Commissioner Hawkins called out 12-03-8 Roeda Home Balustrade Railing, St. John. Commissioner Brown called out 12-03-40 Indiana University Teter Quad Rabb Wing Renovation, Bloomington, 12-03-41 Indiana University McNutt Quad Crone Wing Renovation, Bloomington, 12-03-10(a) Pineview Parochial School, Wakarusa, 12-03-20(a) Cabinet Shop, LaGrange, 12-03-39 Long Lane Furniture, Shipshewana, and 12-03-55 Panera Bakery Café #1088, Terre Haute. He requested these be heard as a block so that he could go on record as voting against them. The request was declined; they would be heard individually. Commissioner Christoffersen moved to approve all other variances with an "A" or "B" recommendation by staff, with the second by Commissioner Ogle. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 12-03-1 1703-1724 N. Lincoln Street Windows, Bloomington
- (2) 12-03-3(b) Indiana Community Action Association Office Warehouse, Indianapolis

- (3) 12-03-04 427 S. Madison Windows, Bloomington
- (4) 12-03-05 512 W. Northlane Drive Windows, Bloomington
- (5) 12-03-07 506 E. Graham Place Windows, Bloomington
- (6) 12-03-09 Henderson Crossing - 515, 521, 545 E. Smith Street Windows, Bloomington
- (7) 12-03-12 503 E. Graham Place Drive Windows, Bloomington
- (8) 12-03-17 627 N. Morton Street Windows, Bloomington
- (9) 12-03-19 1729 N. Lincoln Street Windows, Bloomington
- (10) 12-03-25 Pebble Brook Gardens Building #3 & Building #4, Noblesville
- (11) 12-03-26 Broad Ripple Mixed Use Development, Indianapolis
- (12) 12-03-29(a)(b) Lawrenceburg Event Center and Hotel, Lawrenceburg
- (13) 12-03-32 The King's Daughters' Hospital Replacement Hospital & CMAC, Madison
- (14) 12-03-49(c)(d) Plymouth High School, Plymouth
- (15) 12-03-52 3200 & 3230 John Hinkle Place Windows, Bloomington
- (16) 12-03-53 Columbus Regional Hospital Lincoln Park, Columbus
- (17) 12-03-58 518 W. Northlane Drive Windows, Bloomington
- (18) 12-03-63 Indiana Tech Law School, Ft. Wayne

4. Variances

The following variances were heard separately:

- (19) 12-03-02(a)(b)(c) West Bogard School, Montgomery

Proof of notification of the local fire official had not been received. It was decided to hear the application with the condition that the variance would not be valid until the notification had been submitted to staff. Phil Raber, board member, and Jacob Beechy spoke as proponents. The building was to serve as an Amish school, and as such, would not have electricity. In lieu of the required fire and smoke detection system, a radio frequency type battery-operated smoke detector would be installed on each floor, and set so that activation of any unit would trigger the others. They would not be able to provide electric emergency egress lighting or electric exit signs. Photo luminescent placard-type exit signs and a posted exit route would be provided. The building is 2, 016 square feet with 46 students. The basement was 40" above grade and had egress windows in place. There was no drywall on the basement ceiling, covering the I joist system. Following discussion, Commissioner Christoffersen moved to approve all three variances with the condition that the basement ceiling be drywalled with 5/8" Type X drywall. Commissioner Ogle made the second. Commissioner Brown then asked about the use of radioactive exit signs as an amendment to the motion. Mark Shaver, an inspector for Fire and Building Code Enforcement, explained these facilities are primarily daylight use only. Lonnie Lagle, also of Fire and Building Code Enforcement, noted that the Wayne Township Schools had used them and, due to the cost to replace and disposal of used units, had to discontinue their use. A vote to include the amendment was taken, and failed. The original motion was voted upon and carried with one nay vote. The proponents were given ten days to submit the missing proof of notification of the local fire official.

- (20) 12-03-03(a)(c)(d) Indiana Community Action Association Office Warehouse, Indianapolis

Dave Julian, architect, spoke as proponent. Also present was Ed Gerardo, Director. This not-for-profit organization had the occupancy of the building changed from S1 to S2 on February 16, 2012. They now comply with tables 502, 508.3.5, and 506.3.9. A three hour gypsum wall was required by code, but the Gypsum Association no longer recognizes any openings in the wall. The request in variance (a) was to allow the use of the existing 2-hour party wall and a 2-hour fire barrier constructed next to it. Variance (c) was to provide attic draft stops at every 3,200 square feet instead of code-compliant 3,000 square feet. Variance (d) was to omit the drywall ceiling the parking garage portion of the building. Following discussion, Commissioner Christoffersen moved to approve variance (c), with the second by

Commissioner Hawkins. It was voted upon and carried. Commissioner Brown then moved to table (a) and (d) so the garage occupancy could be determined, with the second by Commissioner Ogle. It was voted upon and carried.

- (21) 12-03-06 SGI Fire Hose Removal, Indianapolis

Staff had given this application a “No Variance Required” rating. Steve Pontis, Manager, noted that the Pike Township Fire Department had stated they would use their hoses, not those provided by SGI. The connections would remain in place. Commissioner Ogle moved that no variance was required, with the second by Commissioner Hawkins. It was voted upon and carried.

- (22) 12-03-08 Roeda Home Balustrade Railing, St. John

Kit Roeda, owner, was present. Commissioner Hawkins stated that, with the condition that the railing meets all the requirements of the 2005 Indiana Residential code, he would move to approve. Commissioner Ogle made the second. It was voted upon and carried.

- (23) 12-03-10(a)(b)(c)(d)(e) Pineview Parochial School, Wakarusa

Jacob Beechy, agent, acted as proponent. Howard Chupp, Amish School Association, was also present. The school was to provide sleeping quarters on the second floor for two teachers, three nights per week. Variance (b) was to omit the required sprinkler system. A single exit was provided from the second floor. The basement served as a furnace room and a storm shelter, and was separated from the first floor by a cement ceiling. Variance (c) was submitted because the building was to be heated with LP gas and not to be air-conditioned, the vestibule was to be omitted and automatic door closers and weather stripping used in its place. Variance (d) was submitted because the code-compliant fire alarm system would be replaced by battery-operated, interconnected smoke and heat detectors throughout the building. Variances (a) and (e) were submitted because lighted exit signage would be replaced by reflective signage. During discussion, it was determined that required information was available in Plan Review, and that further discussion would be held until after the information had been retrieved.

- (24) 12-03-11 Crawford County Jr/Sr High School Family Classroom, Marengo

Larry Timperman, architect, spoke as proponent. The request was to omit the Type 1 hoods from the five residential-type kitchen units in the family classroom and duct, instead, to the exterior. The ductwork would be upgraded to 16 gauge instead of residential gauge. Discussion was held regarding dry chemical fire extinguishers which would attach via a magnetic canister to the residential hood. Commissioner Hawkins moved to approve with the condition that the dry chemical canisters were installed. Commissioner Christoffersen made the second. It was voted upon and carried.

- (25) 12-03-13(a)(b) Columbus North High School Additions and Renovations, Columbus

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The additions were to be by the existing auditorium. The request in (a) was to restrict access to the auditorium by installing doors across the corridor, creating a dead-end condition. The doors would open at alarms, and a manual pull station would be installed by the doors. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried. Variance (b) was to allow a non-accessible landing to be installed. Other accessible landings and corridors are provided. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

5. **Breaking and reconvening.** Chairman Hannum recessed the Commission at 10:28 a.m. He then reconvened the meeting, calling it back to order at 10:45 a.m.

- (26) 12-03-10(a)(b)(c)(d)(e) Pineview Parochial School, Wakarusa

The application and plans which had been submitted to Plan Review were checked to determine the size of the building. The proponents offered to use 4x12" rafters, and to take two feet off the gym area to get below the 30,000 cubic feet that would allow the filing without a design professional. Commissioner Mitchell moved that variance (c) was not required as long as the building was below 3,000 square feet, with the second by Commissioner Hawkins. Commissioner Christoffersen moved to approve variances (a), (b), (d), and (e), with the second by Commissioner Hawkins. It was voted upon and carried with one nay.

- (27) 12-03-14 Party City #602, Plainfield

Mike Dryer, District Manager, spoke as proponent. The request was to allow storage to be closer to the ceiling than the 24" allowed by code. The ceiling height is 10'2", and 9' gondolas were installed when the facility was opened fifteen years earlier. The building is not sprinklered. Following discussion, Commissioner Mitchell moved to deny, with the second by Commissioner Hawkins. It was voted upon and carried.

- (28) 12-03-15(a)(b) Skillman Chevrolet Parts and Service Addition, Indianapolis

Dave Julian, architect, spoke as proponent. A firewall separated the showroom B occupancy from the S1 occupancy, which included the service area, in the existing building. An addition of 3,100 square feet was being added to the S1 occupancy to provide additional storage of parts and service bay areas. The request in variance (a) was to exceed the allowable square footage. Variance (b) was a request to omit sprinklers. Neither the addition, nor the rest of the building are sprinklered. The nearest existing water line, 600' away, was not large enough to handle the sprinkler system. Doors between the addition and the existing building are regular doors, and man doors exit directly to the exterior. Following discussion, Commissioner Christoffersen moved to approve with the condition that a two-hour fire barrier to separate storage from service area was constructed. The wall was to be sealed to the roof deck. Walls between the addition, except for the new exterior wall, are to have rated doors. Commissioner Ogle made the second. It was voted upon and carried with two nay votes.

- (29) 12-03-16(a)(b) Mishawaka Skilled Care and Assisted Living Facility, Mishawaka

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The request in (a) was to allow one transfer switch to the generator for emergency power, instead of the two switches required by code. The generator would provide power for 100% of the facility. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried. Variance (b) was to omit the color-coded power receptacles required by code. Since the entire facility was to be on emergency power, there would be no need to differentiate. To keep the facility feeling home-like, the owner would prefer not to have color-coded outlets if they would not be needed. Following discussion, Commissioner Mitchell moved to approve the variance as written, with the second by Commissioner Christoffersen. It was voted upon and carried with one nay vote.

- (30) 12-03-18 Indianapolis Sheraton Hotel City Centre Pool, Indianapolis

Leonard Rondeau, Chief Engineer for Sheraton, spoke as proponent. The pool deck, located on the 9th floor of the hotel, had been resurfaced last year. The block wall, one of two which surrounded the pool, had been removed during the project, and had not been replaced. The request was to allow this condition to remain. Admittance to the pool was restricted to one door for guests with room key access. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (31) 12-03-20(a)(b) Cabinet Shop, LaGrange

Marion Petersheim spoke as proponent. The request in variance (a) was to omit the required sprinkler system. A dust collection system was to be installed in the woodworking area which would comply with NFPA 664. The area was not served by a public water system. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried with one nay voted. Variance (b) was to omit the egress illumination. The facility, as an Amish shop, would not have electricity available for lights. Reflective exit signs were to be posted. Following discussion of the diesel-powered generator for shop hours only, Commissioner Christoffersen moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried with one nay vote.

- (32) 12-03-21(a)(b) New Valentine School, LaGrange

Marion Petersheim spoke as proponent. The request in variance (a) was to omit the sprinklers, and in (b) to omit egress illumination. The Amish school also had residential facilities on the second floor, fitted with egress windows. Illumination was to be provided by gas lanterns. Battery-powered smoke alarms would be provided, and interconnected. Following discussion, Commissioner Christoffersen moved to approve both (a) and (b) with the conditions that the floor systems of the first and second floors be dimensional lumber and each floor has a 5/8" fire rated drywall on the underside. Commissioner Ogle made the second. It was voted upon and carried with one nay vote.

- (33) 12-03-22 Riley Hospital for Children Phase V, Indianapolis

Rodney McCulloh, RTM Consultants, spoke as proponent. The request was to allow the manual emergency generator switch in the command center to be omitted. The hospital must, as part of their accreditation/certification process, have testing procedures for generator and transfer switches in place. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Hite. It was voted upon and carried.

- (34) 12-03-23 University Terrace, West Lafayette

Tim Callas, J & T Consulting, spoke as proponent. The request was to omit the standpipe system in the 4-story apartment building protected by a 13R sprinkler system, with a 2-story parking garage. After grading the site, the facility went over the code-allowed distance from the lowest level of fire department vehicle access to the highest floor level by two feet. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Ogle. It was voted upon and carried.

- (35) 12-03-24 Orange Leaf Frozen Yogurt, West Lafayette

Ed Rensink, RTM Consultants, spoke as proponent. A first floor tenant space of an existing building had been changed to an A-2 occupancy, in an unsprinklered building. The request was to allow the area, with fixed seating for 50, to remain unsprinklered. The space was to be separated from the adjacent tenant with a 2-hour rated fire barrier, and 5/8" Type X gypsum board applied to the underside of the second floor joists. There are two exits directly to the exterior with a maximum travel distance of 80 feet. There was to be no cooking, and alcohol was not to be served. Following discussion, Commissioner Christoffersen moved to approve with the condition that the space be limited to the yogurt shop or similar use while the variance was in effect. Commissioner Hawkins made the second. Mike Francis, West Lafayette Fire Department and Jason Birks, City of Lafayette, then addressed the Commission. They requested that the space be sprinklered or the variance denied. The shop was flanked by bars, and they felt that should there be a fire, they may lose an entire block. Following discussion, a vote was taken on the motion and condition, and the motion was carried with two nay votes.

- (36) 12-03-27 AZZ Galvanizing Inc. West Addition, Hamilton

Tim Callas, J & T Consulting, spoke as proponent. The request was to allow the use of fiberglass panels in the construction of the new addition, due to corrosion issues from plating fumes. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

6. **Breaking and reconvening.** Chairman Hannum recessed the Commission for lunch at 11:55 a.m. He then reconvened the meeting, calling it back to order at 1:02 p.m.

- (37) 12-03-28 Martinsville Youth Center, Martinsville

Ron Taylor, Martinsville Youth Center, spoke as proponent. The not-for-profit organization had been given an existing building to use for their youth center. The building had been vacant for many years, and had not had the sprinkler system properly maintained during this time, resulting in damage to the system. The request was to be allowed to install a fire alarm system, omitting sprinklers. A two-hour rated wall to separate the tenants and additional egress doors were to be installed. The building was of concrete block construction, with metal bar joists and roof decking. Bobby Carter, Martinsville Fire Chief and Terry Harlan, Martinsville Building Inspector, both addressed the Commission, stating they were against the variance. Following discussion, Commissioner Ogle moved to table for up to sixty days so that the proponent and the fire department and city representatives could work together to come up with a plan. Commissioner Hawkins made the second. It was voted upon and carried.

- (38) 12-03-30 Bourbon Street Pizza, Plymouth

Tim Harmon, owner, spoke as proponent. The request was to omit the firewall separation of their tenant space, and use a two-hour fire barrier instead. The building was built in 2005 as a prefabricated steel building with a slab foundation, and no dedicated water line available to support sprinklers. The pizza shop was located on the end of the building. The ovens are self-contained, and the farthest point of travel was forty feet. Following discussion, Commissioner Hawkins moved to approve with the condition that there be a two-hour fire barrier sealed to the roof deck. Commissioner Christoffersen made the second. It was voted upon and carried.

- (39) 12-03-31 Bourbon Street Pizza, North Webster

Tim Harmon, owner, spoke as proponent. The existing building had already been a pizza place, and the proponent had added a bathroom and three seats. The request was to omit a code-required sprinkler system and the second exit. Following discussion, Commissioner Ogle moved to table to allow the proponent time to work on plans for a second exit. Commissioner Hawkins made the second. It was voted upon and carried.

- (40) 12-03-33 Floyd County Youth Services and County Government Offices, New Albany

Larry Timperman, architect, spoke as proponent. An existing elementary school was being converted to a youth center and government offices. The capacity had originally been 300 students, but the expected occupancy would now be approximately 50 persons per day. This would be expected to be closer to 100 for a short time during County Commission meeting days. The Chapter 34 scoring for a "B" occupancy had not been met. The youth services portion of the building had been licensed for twenty children. There were egress windows in the sleeping area, and a grant had been found to provide sprinklers in this portion of the building. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (41) 12-03-34 Department of Family Resources, Indianapolis
12-03-35 Community Action of Greater Indianapolis, Indianapolis

Doug Trent, RTM Consultants, spoke as proponent. The old medical offices in the Winona Hospital building were being renovated for use by both applicants. An inspector had suggested visual alarm devices, and they were installed voluntarily on floors one through three, even though they weren't required. The panel was unable to handle any further devices for floors four through seven. The fire alarm system was not being altered or replaced. Following discussion, Commissioner Hawkins moved no variance was required, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (42) 12-03-36 Scot Industries, Auburn

Doug Trent, RTM Consultants, spoke as proponent. A 370,000 square foot pre-engineered metal building had 60,000 square feet classified as an H-4 due to the chromic acid, a toxic but nonflammable material used in chromeplating auto parts. The hardship was the difficulty in providing a structurally independent firewall, and the request was to allow a 2-hour fire barrier to separate the chrome process and the balance of the building. Rated windows will be installed in the barrier wall to maintain the rating, and the building will be sprinklered. The chromic acid would be piped to holding tanks in the event of spills. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (43) 12-03-37 Community Hospital of Anderson OR Expansion, Anderson

Rodney McCulloh, RTM Consultants, spoke as proponent. A new operating room was being placed across from a stair in the hospital, and the request was to be allowed to temporarily close the discharge door from the stairway during construction. The stair would be fully functional at the completion of construction. The building was sprinklered throughout, with smoke compartments on each floor. Following discussion, Commissioner Christoffersen moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

- (44) 12-03-38 Lava Lounge and Café, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. An existing space was being renovated, and the request was to allow the common path of travel to exceed that allowed by code. Both exits are at grade.

Following discussion, Commissioner Hawkins moved that no variance was required because the code section cited by the City of Indianapolis Department of Code Enforcement applies only to fixed seating, with the second by Commissioner Mitchell. It was voted upon and carried.

- (45) 12-03-39 Long Lane Furniture, Shipshewana

No proponent was present. This had been called out by Commissioner Brown. An Amish woodworking shop in a rural area asked to omit the sprinkler system. A dust collection system compliant with NFPA 664 was to be installed. Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried with one nay vote.

- (46) 12-03-40 Indiana University Teter Quad Rabb Wing Renovation, Bloomington

Ed Rensink, RTM Consultants, was present as proponent. This had been called out by Commissioner Brown. Following a brief discussion of omitting fire doors for toilet/shower rooms, Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried with one nay vote.

- (47) 12-03-41 Indiana University McNutt Quad Crone Wing Renovation, Bloomington

Ed Rensink, RTM Consultants, was present as proponent. This had been called out by Commissioner Brown. Following a brief discussion of omitting fire doors for toilet/shower rooms, Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried with one nay vote by Commissioner Brown.

- (48) 12-03-42 Indiana University Forest Dining Center, Bloomington

Ed Rensink, RTM Consultants, appeared as proponent. The request was made to table. Commissioner Christoffersen moved to table, with the second by Commissioner Goeden. It was voted upon and carried.

- (49) 12-03-43 St. Sava Worship Pavilion, Merrillville

Joe Bishop, engineer, spoke as proponent. The church had added a pavilion with four 12-foot openings on each side, one end enclosed, and the other end attached to the building by the kitchen. The request was to delay sprinklers due to the lack of funds at this time. The riser had been installed, and it had been planned to sprinkle the structure. Following discussion, the proponent had requested the application be tabled so that he could gather additional information for the Commission. Commissioner Christoffersen moved to table, with the second by Commissioner Cloud. It was voted upon and carried.

- (50) 12-03-44 Walgamuth Building Second Floor Apartment Conversion, Lafayette

Ed Rensink, RTM Consultants, and Tom Walgamuth, owner, appeared as proponents. The request was to allow the change of occupancy of the second floor of the building from business to residential. Floors three and four had already been changed. The second floor was to be sprinkled per NFPA 13, with a one-hour separation between the existing office tenants and the residential units. Smoke detectors were to be installed. Ron Ritchey, Lafayette Fire Department, addressed the Commission. He requested that

windows that currently allow access to the fire escapes be replaced with doors to allow access to the fire escapes. He also noted that the meter boxes in the stairwell needed to be moved to the exterior of the building. Following discussion, Commissioner Ogle moved to approve with the conditions that NFPA 13 systems were to be installed on floors two through four and in the means of egress on the first floor. Manual pull stations were to be throughout all corridors and tied to all horns and strobes. Smoke detectors shall be installed in all corridors. Four of the meters in the stairway were to be moved immediately, with the remaining four moved by August 1, 2013. Windows providing access to the fire escape shall be replaced by doors. Commissioner Mitchell made the second. It was voted upon and carried with one nay vote.

(51) 12-03-45 D & J's, Huntington

Joe Bishop, Bishop Engineering and Development, and Dave Andover, owner, appeared as proponents. A convenience store was to be converted to a restaurant/bar facility. The request was to omit the sprinkler system. The building is located in a rural setting with fields on each side, and ten miles to the nearest public water system. An occupant load of 100 had been requested. A fire and burglar alarm system were in place. A dj and karaoke system were also planned. Following discussion, Commissioner Christoffersen moved to approve with the conditions that an additional exit door be placed in the south wall, and that the activation of the smoke alarm would shut off the music system. Commissioner Mitchell made the second. It was voted upon and carried.

(52) 12-03-46 The Awakening Community Church Building, Huntington

Joe Bishop, Bishop Engineering and Development, spoke as proponent. An existing building was to be converted to church use. A two-story apartment was in the rear of the building, and the rest of the structure was a warehouse. An addition had also been planned. The existing apartment and warehouse would be separated by a fire barrier, and the addition would be separated by a fire barrier. Noting that plans showing the overall building and its uses were needed, Commissioner Christoffersen moved to table, with the second by Commissioner Ogle. It was voted upon and carried.

(53) 12-03-47(a)(b) Wabash National Showroom, Lafayette

Ed Rensink, RTM Consultants, spoke as proponent. An existing building was being converted to a corporate showroom & training facility. The request was for a change of occupancy and a larger occupant load for the training areas. The building was fully sprinklered. An additional exterior door was being added, and the showroom/training area would be separated by a barrier approaching a one-hour rating. Following discussion, Commissioner Christoffersen moved to approve with the condition that the outdated sprinkler heads are to be replaced, with the second by Commissioner Ogle. It was voted upon and carried.

(54) 12-03-48 Albion Elementary School, Albion

Dennis Bradshaw, FP&C Consultants, spoke as proponent. The existing, non-sprinklered building was to have 2,000 square feet of existing construction removed and replaced with a new multipurpose room and storage. The new area was to be sprinklered and separated from the existing structure by a four-hour fire barrier. Code requires a fire wall. Following discussion, Commissioner Ogle moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (55) 12-03-49(a)(b) Plymouth High School, Plymouth

Dennis Bradshaw, FP&C Consultants, spoke as proponent. An existing high school was not fully sprinklered. An existing swimming pool area with the bowl on the first floor and the deck on the second floor was to be removed to capture the space. Variance (a) was to allow the floor area to exceed allowable area for construction type. Variance (b) was to allow non-rated corridors in the existing building to remain. The space will be separated by a 2-hour fire barrier in lieu of the compliant fire wall, and the new area will be sprinklered. Following discussion, Commissioner Christoffersen moved to approve both (a) and (b), with the second by Commissioner Ogle. It was voted upon and carried.

- (56) 12-03-50 Becky's Place, Bedford

Christina Collester, RTM Consultants, spoke as proponent. An existing office building was being converted to an emergency women's shelter. They wish to change their occupancy from a B to an R-2, but their Chapter 34 score does not comply with a score of -21 on vertical openings (open stairs). The building was sprinklered and residential smoke detectors had been installed. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (57) 12-03-51 Franciscan Alliance Lafayette Data Center, Lafayette

Christina Collester, RTM Consultants, spoke as proponent. A data center had been added to an existing building. A roof membrane was installed to create a building within a building to protect the data center from water leakage from the existing roof. The request was to omit the code-required guardrails on the membrane roof. A fall-protection system, approved by IOSHA, had been installed in lieu of the guardrails. Following discussion, Commissioner Ogle moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

- (58) 12-03-54(a)(b) Zimmerman Biotechnologies, Greenwood

Christina Collester, RTM Consultants, spoke as proponent. The manufacturing of pharmaceutical synthetic insulin using genetically modified microorganisms will take place in pre-fabricated clean room modules, located within a conventionally constructed building. Variance (a) was to omit the constant air change / ventilation in the clean room. Variance (b) was to omit the panic hardware on the clean room doors. This type of hardware is not listed with the airlock door systems and would impede their proper use. Following discussion, Commissioner Hawkins moved to approve both, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (59) 12-03-55 Panera Bakery Café #1088, Terre Haute

This variance had been called out by Commissioner Brown. An existing Panera Bakery added 129 square feet to their existing building to serve as a drive through. The addition would require that the building now be sprinklered, though the addition was only a 3% increase in size and would add one more occupant. The request was to omit sprinklers. Commissioner Christoffersen moved to approve, with the second by Commissioner Ogle. It was voted upon and carried, with one nay vote being cast.

- (60) 12-03-56 Chicago Steel, Gary

Dan Phillips spoke as proponent. The 60,000 square foot steel coil storage facility is part of a million square foot building. The north side of the facility is sprinklered, and the system protrudes through the fire barrier into the proponent's space. The request was to be allowed to deactivate the heads on their side of the wall to avoid water leaks, thereby damaging the steel products being stored. Following discussion,

Commissioner Hawkins moved to approve deactivating the sprinkler heads and allowing unlimited space so long as the tenant space is an S-2. Commissioner Mitchell made the second. It was voted upon and carried.

- (61) 12-03-57 QSP Evaluation Services, Toronto (Ontario) Canada

No proponent was present. The request was to be allowed to be approved as a recognized testing laboratory in Indiana while not A2 LA accredited. Commissioner Ogle moved to deny, with the second by Commissioner Mitchell. It was voted upon and carried.

- (62) 12-03-59 Evansville Day School Main Entry Addition, Evansville

Roger Lehman, RLehman Consulting, appeared as proponent. The code-required 2-hour fire barrier separating the new entry and the existing building would not be provided. A close spaced sprinkler curtain would be used in lieu of the barrier, with an increase from light to ordinary hazard for the area. Commissioner Ogle moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (63) 12-03-60 Village on the Green 7C1 Theater Building, Carmel

Dennis Bradshaw, FP&C Consultants, spoke as proponent. The second and third floor tenants of the building require a high level of security for their offices. The request was to be allowed to lock the stairway doors from the stair enclosure side. These offices are not open to the general public, and the employees would be able to operate the doors with their key cards. The locks would be released by a signal from the fire alarm. The egress for the theater occupants on the second and third floors would not be affected. Following discussion, Commissioner Hawkins moved to approve with the condition that the doors also unlock upon activation of sprinklers, with the second by Commissioner Christoffersen. It was voted upon and carried.

- (64) 12-03-61 Village on the Green 7C2 Office Building, Carmel

Dennis Bradshaw, FP&C Consultants, spoke as proponent. This four-story building has office space on the second through fourth floors, with assembly areas on the first and some of the second floor. Due to the computer programming companies on site, the security level was to be higher. The request was to have the egress doors locked on the stairwell side, and only unlocked with a key switch by firemen. Occupants would have to go down to the first floor of the sprinklered building to exit, and not into offices from the stairway. Employees would have a key card which would allow reentry. Following discussion, Commissioner Hawkins moved to approve if the locks deactivate upon water flow, fire alarm or loss of power. Commissioner Christoffersen made the second. It was voted upon and carried with one nay vote.

- (65) 12-03-62 McOuat Building, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. Though both buildings were owned by the same group but separately deeded, and due to the location of the property line, exterior openings added to floors three through seven in the west exterior wall were not allowed. Additional sprinklers were to be installed at each opening on every floor of the sprinklered building. The neighboring building was already sprinklered. Following discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

(66) 12-03-64 Parkview Regional Medical Center, Ft. Wayne

Brad Collard, architect, spoke as proponent. The request was to be allowed to install an ADA toilet for training purposes. The staff prepares patients for daily activities upon their discharge, and need to have facilities which would be like those found in their homes. The ADA toilet would match the height of fixtures in the home. The request was also to allow it to be placed farther than the 18" from the wall which is allowed by code. This would allow the trainer to safely assist the patient. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Hite. It was voted upon and carried.

7. Discussion and Commission action on request for approval of Marion County variance

Trail Side on Mass Avenue
Indianapolis, Indiana

Following a brief discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

8. Discussion and possible Commission action

Avery-Dennison
Cause No. 11-30

A verbal request from Charles Keslin to be allowed to make a presentation had been declined. Commissioner Ogle moved to remand to the Administrative Law Judge for additional evidence. Commissioner Brown made the second. It was voted upon and carried.

9. New Business – General.

Discussion and Possible Commission action on petitions for review (Timely filed unless otherwise noted.)

L. M. Zeller
Notice of Denial – Elevator and Amusement Safety Section

Valparaiso University Academic Building
Order – Elevator and Amusement Safety Section

Ridge View Elementary School
Order – Fire and Building Code Enforcement

Commissioner Christoffersen moved to grant the appeals, with the second by Commissioner Mitchell. It was voted upon and carried.

10. Reconsideration of Variance 12-1-15 DOT Foods

Proponent Brad Rogers, Illinois Oil Marketing, requested the reconsideration of the variance 12-1-15 to allow Class II liquids as opposed to the Class IIIB liquids as originally approved. Following a lengthy discussion, it was determined that the fuel, as per the requested reconsideration, would have to go into a UL 2085 tank. They will need to come back with a new variance.

11. Proposed new codes

It was noted that the code review committees for the new Indiana Building, Fire, Mechanical and Fuel Gas codes were being established, and volunteers to serve as members of the committee were being sought.

12. Comments

Mara Snyder, Director, Legal and Code Services, noted that the Nonrule Policy document placed at the Commissioners' places would be going online soon. She also noted that there were four rules in the pipeline of the State Budget Agency.

13. Adjournment.

Chairman Hannum called for further business, and upon hearing none, adjourned the meeting at 3:45 p.m.

APPROVED _____
David Hannum, Chairman